

**WEBB COUNTY COMMISSIONERS COURT  
REGULAR MEETING  
APRIL 8, 2002  
9:00 A.M.**

- 01.02-04-150.      CALL TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE**
- 02.02-04-151.      APPROVAL OF MINUTES**
- 03.02-04-152.      COMMUNICATIONS**  
1.    **“Update on LISD’s Standards & Facilities  
Construction Program”**  
2.    **Update from the Veteran’s Service Officer on Texas  
Veteran’s Cemetery**
- 04.02-04-153.      APPROVAL OF BILLS, PAYROLL AND MONTHLY  
REPORT**
- 05.02-04-154.      PROCLAMATION/RESOLUTIONS**  
1. **“April 15<sup>th</sup> -19<sup>th</sup> as Fair Housing Week”**
- 06.02-04-155.      COURT TO DISCUSS AND ACT ON THE FOLLOWING:**
- A.    TAX ASSESSOR COLLECTOR**
- ACTION TO APPROVE REFUNDS**
- Killam Oil Ltd. c/o LB Walker  
Reason: Did not exist on 1<sup>st</sup> year of 2001  
Total Refund: \$1,237.61**

**Edwin V. Shirley Smith c/o Family Partnership**  
**Reason: Double assessed with 801-19020-134**  
**Total Refund: \$524.66**

## B. PARKS AND GROUND/GOLF COURSE

**ACTION TO APPROVE LINE-ITEM TRANSFER:**

**FROM ACCT# 001-6001**  
**5601 (adm.travel)                \$2,500**

**TO: ACCT# 001-6001**  
**6022 (prof.services)      \$2,500**

### C. RISK MANAGEMENT DEPARTMENT

**ACTION TO APPROVE LINE-ITEM TRANSFER:**

- FROM: ACCT# 001-0105**  
**6032 (Property Casualty Liability) \$1,000**

**TO: ACCT# 001-0105**  
**6014 (equip. Rental) \$1,000**
- ACTION TO CONSIDER REIMBURSEMENT OF MEDICAL EXPENSES INCURRED AND CONSIDERED MEDICALLY NECESSARY AS PER ATTENDING PHYSICIAN, BUT EXCLUDED AS COVERED BENEFIT UNDER OUR CURRENT POLICY ( Deferred Item - Executive Session is requested pursuant to Title 5, Subchapter D, Section 551.071 of the Texas Government Code, Consultation with Attorney).**

**D. COMMUNITY ACTION AGENCY**

**ACTION TO MODIFY SLOT# 1809 (CEAP Secretary)  
EFFECTIVE APRIL 8, 2002 (No Impact on General Fund):**

**FROM**

**TO**

<b>Full-Time Temporary @\$6.50 an hour</b>	<b>Full Time Permanent @ \$8.50 an hour</b>
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**E. WEBB COUNTY AUDITOR**

**ACTION TO ENTER INTO A ONE YEAR  
MAINTENANCE AGREEMENT WITH XEROX  
CORPORATION (renewable annually thereafter) ON A  
XEROX COPIER AT A MONTHLY COST OF \$325.00  
AND AUTHORIZATION FOR THE COUNTY JUDGE  
TO EXECUTE ALL RELEVANT DOCUMENTS (Funding  
available through auditors budget).**

**F. PLANNING DEPARTMENT**

- 1. ACTION TO APPROVE PROPOSED  
ROAD/STREET NAME(s) UNDER THE COUNTY'S  
911 RURAL ADDRESSING EFFORTS FOR THE  
FOLLOWING AREA:**

**Location**

**Road Name**

<b>Reuthinger Ranch (North IH 35)</b>	<b>East Reuthinger Ranch Road</b>
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**2. ACTION TO APPROVE CERTIFICATION REGARDING COMPLIANCE WITH PLAT REQUIREMENTS AND THE CONNECTION OF UTILITIES TO AUTHORIZE UTILITY CONNECTIONS TO THE FOLLOWING PROPERTIES:**

**Connection(s) qualifying under Section 232.029 (i)**

**Tract 56, Las Pilas II Subdivision (electricity - One Dwelling only)**

**g. WEBB COUNTY WATER UTILITIES DEPARTMENT**

**ACTION TO AUTHORIZE MODIFICATION # 1 WITH CH2M HILL, INC., FOR SUBSURFACE INTAKE PIPELINE EXTENSION AND ENERGY OPTIMIZATION AND APPLICATION SOFTWARE FOR THE DESIGN OF THE REGIONAL WATER TREATMENT PLANT IN THE AMOUNT OF \$171,500.00 (Original Contract\$1,351.000 + Modification # 1 \$171,500 for a Total of \$1,522,500). THIS AUTHORIZATION IS SUBJECT TO THE APPROVAL OF THE TEXAS WATER DEVELOPMENT BOARD'S ENGINEER. (Funding from Account# 649-8005-6023-7, 649-8005-6022-6 and 649-8005-6022-8).**

**G. ROAD & BRIDGE DEPARTMENT**

**ACTION TO FILL SLOT# 1995 (Refuse Truck Driver) AT \$9.29 AND HOUR AND SLOT# 1377 (Equipment Operations Supervisor) AT \$1,288.77 PER PAY PERIOD**

**07.02-04-156.**

**WEBB COUNTY JUDGE &  
COMMISSIONERS**

- a. **ACTION TO SOLICIT BIDS FOR THE DRILLING OF A SECOND WATER WELL AND ELECTRICAL POWER CONNECTIONS FOR THE CASA BLANCA GOLF COURSE AT AN ESTIMATED COST OF \$50,000 (Requested by Cmsr. Judith Gutierrez).**
- b. **ACTION TO CREATE AND FUND A POSITION TO ADDRESS REQUEST FROM TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS WITH REFERENCE TO THE WEATHERIZATION PROGRAM AND ANY MATTERS INCIDENT THERETO.**
- c. **ACTION TO ACCEPT FERTILIZER PROVIDED BY “ASMUSSEN HORSE TRAINING CENTER” AT NO COST TO THE COUNTY, TO FERTILIZE THE CASA BLANCA GOLF COURSE. AUTHORIZATION FOR COUNTY VEHICLES AND PERSONNEL TO TRANSPORT FERTILIZER.**
- d. **AUTHORIZATION TO REQUEST PROPOSALS FOR THE CONSTRUCTION OF THE NEW JUSTICE OF THE PEACE OFFICE BUILDING IN THE SOUTHERN PART OF WEBB COUNTY (Requested by Cmsr. Jerry Vasquez).**

**08.02-04-157.**

**COURT TO DISCUSS AND ACT ON THE FOLLOWING FROM THE PURCHASING DEPARTMENT:**

- a. **ACTION TO OBTAIN THE SERVICES OF A-1 AUTO STOP TO REPAIR ENGINE FOR UNIT # 95, 1998 FORD BUS WITH AN ESTIMATED COST OF \$5,155.06 FOR THE CAA TRANSPORTATION DEPARTMENT (Acct# 980-4205-6403).**

**b. ACTION TO AWARD/REJECT THE FOLLOWING BIDS:**

- Bid# 2002-45      “Webb County Justice Center Water Damage Restoration Project”**
- Bid# 2002-48      “Furniture for the Administration Building”**
- Bid# 2002-49      “Equipment to Network New Administration Upgrade for Consolidation”**
- Bid# 2002-51      “One 68'x100' Sq. Ft. Portable Building”**

**c. ACTION TO OBTAIN THE SERVICES OF NUECES POWER EQUIPMENT TO REPAIR ONE 2000 INGERSOL COMPACTOR # 10-92 IN THE AMOUNT OF \$5,621.95 FOR THE ROAD AND BRIDGE DEPARTMENT (Acct# 010-7002-6403).**

**d. ACTION TO RETAIN THE SERVICES OF SUNBELT AIR CONDITIONING INC., TO REPLACE A CONDENSING UNIT AT THE WEBB COUNTY CASA BLANCA CLUB HOUSE IN THE AMOUNT OF \$3,100 (Acct# 001-6001-6401- Repairs/Maint. of Bldg.-Golf Course)**

**09.02-04-158. COURT TO DISCUSS AND ACT ON THE FOLLOWING FROM THE COUNTY ATTORNEY:**

**a. ACTION TO EXERCISE AN OPTION TO RENEW LEASE SPACE WITH TROY VAN BRUNT, FOR WEBB COUNTY ATTORNEY OFFICE SPACE, FOR AN ADDITIONAL TWO MONTHS (through June 30, 2002, based upon the anticipated completion date of the administration building) AT A MONTHLY COST OF \$8,750.00 PLUS UTILITIES AND AUTHORIZATION FOR THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS.**

**b. ACTION TO AUTHORIZE THE COUNTY JUDGE TO**

**SIGN A THREE YEAR MASTER LEASE SCHEDULE AND OTHER LEASE FINANCE DOCUMENTS WITH JOHN DEERE CREDIT FOR LEASE EQUIPMENT FOR THE WEBB COUNTY GOLF COURSE, BEING TWO PROGATORS HEAVY DUTY UTILITY VEHICLES AND ONE TRACTOR, FOR THREE YEARS, WITH MONTHLY PAYMENTS OF \$1,379.31 (Requested by Parks & Ground/Golf Course).**

- c. ACTION TO EXECUTE A LEASE BETWEEN WEBB COUNTY AND BEATRIZ CRUZ FOR THE PROPERTY SITUATED AT 3520 MONTERREY, IN LAREDO, WEBB COUNTY, TEXAS FOR USE AS A HEAD START PROGRAM CENTER FOR A TERM OF ONE YEAR COMMENCING ON SEPTEMBER 1, 2002 AND ENDING ON AUGUST 31, 2003, AND AT A MONTHLY RENTAL OF \$833.49 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Head Start).**
- d. ACTION TO EXECUTE A LEASE BETWEEN WEBB COUNTY AND SANTA FE DEVELOPMENT LC FOR THE PROPERTY SITUATED AT 531 JEMEZ, IN LAREDO WEBB COUNTY, TEXAS FOR USE AS A HEAD START PROGRAM CENTER FOR A TERM OF THREE YEARS COMMENCING ON OCTOBER 1, 2002 AND ENDING ON SEPTEMBER 30, 2005, AND A T A MONTHLY RENTAL OF \$350.00 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Head Start ).**
- e. ACTION TO EXECUTE A LEASE BETWEEN WEBB**

**COUNTY AND LUZ GARCIA FOR THE PROPERTY SITUATED AT 1118 CONSTANTINOPLE, IN LAREDO, WEBB COUNTY, TEXAS FOR USE AS A HEAD START PROGRAM CENTER FOR A TERM OF ONE YEAR COMMENCING ON SEPTEMBER 1, 2002 AND ENDING ON AUGUST 31, 2003, AT A MONTHLY RENTAL OF \$900.00 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Head Start).**

- f. ACTION TO EXECUTE A LEASE BETWEEN WEBB COUNTY AND CHURCHES OF CHRIST IN CHRISTIAN UNITY FOR THE PROPERTY SITUATED AT 3301 MAIN, IN LAREDO, WEBB COUNTY, TEXAS FOR USE AS A HEAD START PROGRAM CENTER FOR A TERM OF ONE YEAR COMMENCING ON JULY 1, 2002 AND ENDING ON JUNE 30, 2003, AT A MONTHLY RENTAL OF \$1,195.01 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Head Start).**
- g. ACTION TO ENTER INTO A CONTRACT WITH MITEL NETWORKS SOLUTIONS, INC., IN THE AMOUNT OF \$455,714.10 FOR THE SX-2000 LIGHT TELEPHONE/DATA SYSTEM FOR THE WEB COUNTY AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS AND ANY MATTERS INCIDENT THERETO.**



h. ACTION TO ENTER INTO AN INTERLOCAL AGREEMENT WITH BROOKS COUNTY, TEXAS FOR A ONE YEAR PERIOD TO HOUSE WEBB COUNTY INMATES IN THE BROOKS COUNTY DETENTION CENTER AT THE DAILY HOUSING PER PRISONER FEE OF \$37.50 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ANY AND ALL RELEVANT DOCUMENTS ( **Deferred Item** - Webb County Commissioners Court).

i. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FOLLOWING LINE ITEM TRANSFER (**Deferred Item**):

From: 001-1101-5601/Administrative Travel	\$500.00
To: 001-1101-5602/Local Mileage	\$500.00

j. DISCUSSION AND POSSIBLE ACTION TO ENTER INTO AN EQUIPMENT LEASE AGREEMENT WITH GE CAPITAL FOR A TOSHIBA ESTUDIO 65 DIGITAL COPIER AND ACCESSORIES TO BE LOCATED AT THE WEBB COUNTY DISTRICT ATTORNEY'S OFFICE FOR A THIRTY-SIX MONTH (4/01/02 through 3/31/2005) LEASE IN THE AMOUNT OF FOUR HUNDRED NINETY FIVE DOLLARS (\$495.00) PER MONTH AND AUTHORIZING THE WEBB COUNTY JUDGE TO SIGN ALL RELEVANT DOCUMENTS. (**Deferred Item** -Requested by Webb County DA).

- k. **DISCUSSION AND POSSIBLE ACTION TO ENTER INTO A MAINTENANCE AGREEMENT WITH TECHNICOPY FOR A TOSHIBA ESTUDIO 65 DIGITAL COPIER TO BE LOCATED AT THE WEBB COUNTY DISTRICT ATTORNEY'S OFFICE FOR A THIRTY-SIX MONTH (4/01/02 through 3/31/2005) LEASE IN THE AMOUNT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) PER MONTH AND AUTHORIZING THE WEBB COUNTY JUDGE TO SIGN ALL RELEVANT DOCUMENTS. ( **Deferred Item-** Requested by Webb County DA).**
  
- l. **ACTION TO AUTHORIZE THE REIMBURSEMENT OF MEDICAL EXPENSES TO WEBB COUNTY AUDITOR LEO FLORES AND ANY MATTERS INCIDENT THERETO.**
  
- m. **ACTION REGARDING ALTERNATIVE TO COURTHOUSE SECURITY AND ANY MATTERS INCIDENT THERETO.**
  
- n. **ACTION TO ACCEPT BY ORDER, RIGHT-OF WAY DEDICATIONS FROM PROPERTY OWNERS IN RANCHOS PEÑITAS WEST SUBDIVISION, OUT OF THE FOLLOWING TRACTS:**

**RANCHO PEÑITAS WEST SUBDIVISION**

<b>TRACT</b>	<b>GRANTEE(s)</b>
<b>Tract 8, Unit I-A</b>	<b>Raul Tijerina, Raul Tijerina, Jr., Filiberto Banda and Santos Melendez</b>
<b>Tract 71, Unit V</b>	<b>Rogelio Gutierrez and Maria Olga Gutierrez</b>

<b>Tract 72, Unit V</b>	<b>Ramon Rodriguez, Rosa Rodriguez, Juan Treviño and Dinora Treviño</b>
<b>Tract 85, Unit VI</b>	<b>Teodoro Treviño and Juanita Treviño</b>
<b>Tract 87, Unit VI</b>	<b>Ignacio Torres</b>
<b>Tract 91, Unit VI</b>	<b>Maria Luisa Loza de Rico and Juan Jose Rico Loza</b>
<b>Tract 28, Unit VIII</b>	<b>Sylvia R. Artolozoga</b>
<b>Tract 33, Unit VIII</b>	<b>Jose Israel Jaime and Maribel Jaime</b>
<b>Tract 35, Unit VIII</b>	<b>Gustavo Gonzalez and Maria de la Cruz Gonzalez</b>
<b>Tract 36, Unit VIII</b>	<b>Anselmo Gutierrez and Alfredo Gutierrez</b>
<b>Tract 39, Unit VIII</b>	<b>Meregildo Olvera and Jose Nereo Olvera</b>
<b>Tract 42, Unit VIII</b>	<b>Mario C. Landa and Ventura Espinosa</b>
<b>Tract 44, Unit VIII</b>	<b>Oscar Reyes and Angela A. Reyes</b>
<b>Tract 46, Unit VIII</b>	<b>Alicia de la Cruz and Matilde de la Cruz</b>

- o. ACTION REGARDING CIVIL ACTION # 5;01-CV-92; JOSE F. HERNANDEZ, PLAINTIFF, vs. JUAN GARZA, IN HIS OFFICIAL CAPACITY AS SHERIFF OF WEBB COUNTY, TEXAS AND WEBB COUNTY, TEXAS, DEFENDANTS; IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, LAREDO DIVISION (Executive Session is requested pursuant to Title 5, Subchapter D, Section 551.071 of the Texas Government Code, Consultation with Attorney).**
- p. ACTION TO EXECUTE GRANT AGREEMENT # VCR0202(22) BETWEEN THE STATE OF TEXAS, ACTING THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION AND WEBB COUNTY IN THE AMOUNT OF \$104,000 FURTHER DESCRIBED AS THE “STATE/LOCAL GRANT AGREEMENT CAPITAL INVESTMENT PROGRAM” TO PAY FOR ONE TYPE 11 BUS, EFFECTIVE UPON EXECUTION AND ENDING APRIL 30, 2003, AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Webb County Community Action Agency).**
- q. ACTION TO AUTHORIZE THE PURCHASING AGENT TO DEVELOP AND SOLICIT BIDS FOR A TYPE 11 BUS PURSUANT TO THE REQUIREMENTS OF TEXAS DEPARTMENT OF TRANSPORTATION GRANT AGREEMENT # VCR 0202(22) (Webb County Community Action Agency).**
- r. DISCUSSION AND POSSIBLE ACTION TO ORDER A TAX ABATEMENT FOR AND ENTER INTO A TAX ABATEMENT CONTRACT WITH LOWE’S COMPANIES, INC. OF NORTH WILKESBORO NORTH CAROLINA, D.B.A. LOWE’S HOME CENTER, INC., A.K.A. LOWE’S HOME IMPROVEMENT WAREHOUSE FOR PROPERTY LOCATED AT 6623 I.H. 35 BUSINESS PARK SUBDIVISION, LAREDO, WEBB COUNTY,**

**TEXAS, PURSUANT TO THE TEXAS PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT, V.A.T.S. TAX CODE, CHAPTER 312, AS AMENDED, AND RESOLUTION OF THE WEBB COUNTY COMMISSIONERS COURT PASSED JANUARY 22, 1999 (ELECTING TO BECOME ELIGIBLE TO PARTICIPATE IN TAX ABATEMENTS), FOR A 100% TAX ABATEMENT SUBJECT TO THE TAX ABATEMENT CRITERIA IN SAID AGREEMENT, WHICH REQUIRE THAT THE AGGREGATE COST OF IMPROVEMENT NOT FALL BELOW FOURTEEN MILLION THREE HUNDRED THIRTY-ONE THOUSAND SIX HUNDRED THIRTY DOLLARS (WHICH SAID IMPROVEMENTS ARE \$3,592,795.00 DOLLARS IN UNDEVELOPED LAND COST, \$5,718,330.00 DOLLARS IN LAND DEVELOPMENT COST, \$6,068,400.00 DOLLARS IN IMPROVEMENTS AND \$2,574,900.00 MILLION IN PERSONAL PROPERTY) AND THAT A MINIMUM OF 200 NEW PERMANENT FULL-TIME JOBS BE CREATED AND SUSTAINED WITHIN ONE YEAR AFTER THE COMPLETION OF IMPROVEMENTS, FOR A TERM OF FIVE YEARS BEGINNING ON JANUARY 1, 2003 AND ENDING ON DECEMBER 31, 2007 AND AUTHORIZING THE COUNTY JUDGE TO SIGN ALL RELEVANT DOCUMENTS.**

- s. **DISCUSSION AND POSSIBLE ACTION TO ENTER INTO AN ENGINEERING CONTRACT WITH TURNER, COLLIE AND BRADEN, INC., TO CONDUCT A WATER AND WASTEWATER AND FACILITIES STUDY FOR THE HIGHWAY 59 AREA (INCLUDING BUT NOT LIMITED TO SURVEY OF RESIDENTIAL AREAS WITHIN THE FACILITY PLANNING AREA, PREPARATION OF AN AREA MAP, PREPARE AN ESTIMATE OF WATER USAGE AND WASTEWATER FLOWS, EXAMINE AND DESCRIBE TOTAL EXISTING WATER AND WASTEWATER SYSTEM CAPACITY, DESCRIPTION AND PRELIMINARY ENGINEERING DESIGN OF A PROPOSED WATER AND WASTEWATER FACILITIES, PREPARE DETAILED CONSTRUCTION COST ESTIMATES, DETERMINE THE PERCENTAGE OF PROPOSED WATER AND WASTEWATER CAPACITY TO THE SERVE THE AREA AND OTHER SERVICES AS SET FORTH IN THE CONTRACT) AT A COST OF ONE HUNDRED NINETY THOUSAND DOLLARS (\$190,000.00) AND AUTHORIZING THE COUNTY JUDGE TO SIGN ALL RELEVANT DOCUMENTS. [ECONOMIC DEVELOPMENT**

**THE COMMISSIONERS COURT MAY MEET IN CLOSED SESSION PURSUANT TO TEXAS OPEN MEETINGS ACT §551.071 (consultation with attorney), 551.072 (deliberation regarding real property), §551.074 (personnel matters) and §551.075 (consultation with employees), ON ALL MATTERS DEEMED NECESSARY BY THE COMMISSIONERS COURT.**

**PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED AUXILIARY AID OF SERVICE SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, OR NEED `LARGE PRINT ARE REQUESTED TO CONTACT THE COURT ADMINISTRATOR AT (956) 721-2503.**

**ADJOURNMENT**